

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**APPLICANT:** Kevin J. O'Neill                      **DOCKET NO.** 8082-4  
**SERIAL NO:** 10/774,925                      **GROUP:** Art Unit 1772  
**FILED:** February 9, 2004                      **EXAMINER:** Patterson, Marc A.  
**FOR:** PACKAGING DEVICE AND METHOD FOR ABSORBING MOISTURE



Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**COPY**

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office Action dated September 24, 2004, applicant provisionally elects the claims of Group II (claim nos. 15-22), with traverse. While the process of Group I and the process of Group II may be distinct for the reasons set forth by the Examiner, applicant believes that simultaneous examination will not present an undue burden. For example, the claims of Group I are drawn to a process for absorbing moisture from food using embedded carbon additives, classified in class 427, and the claims of Group II are drawn to a process for manufacturing a container having carbon additives, classified in class 162.

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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 19, 2004.

Dated: \_\_\_\_\_


10/19/04

\_\_\_\_\_  
Frank Chau

Under such circumstances, the Examiner is encouraged to maintain all claims in the same application. See, MPEP § 803.

Early and favorable consideration of this application are earnestly solicited.

Respectfully submitted,

By:   
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